

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

ROBERT V. TOWNES, IV,)	
Individually and on behalf of all)	
Persons similarly situated,)	
)	
Plaintiff,)	
)	
v.)	C.A. No.: 04-1488-JJF
)	
TRANS UNION, LLC and)	
TRUELINK, INC.,)	
)	
Defendant,)	
)	
STEVEN G. MILLETT and)	
MELODY J. MILLETT,)	
Individually and on behalf of all)	
Persons similarly situated,)	
)	
Intervenors)	

**BRIEF IN OPPOSITION TO DEFENDANTS'
MOTION FOR LEAVE TO FILE A SUPPLEMENTAL BRIEF**

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ARGUMENT

Defendants have filed a motion seeking leave to file a supplemental brief in opposition to the Milletts' Motion to Intervene. The Milletts oppose Defendants' motion on the following bases: (1) Defendants cite no authority in support of their request for leave to file a supplemental brief, and (2) the issues that Defendants seek to address by virtue of their supplemental brief are wholly collateral to the issues before this Court in relation to the Milletts' Motion to Intervene.

Defendants do not cite any authority in support of their motion for leave to file a supplemental brief. The only items identified in Defendants' Table of Authorities are general case references for two other class actions. Defendants do not cite any actual cases or other authorities in their Table of Authorities. Nor are Defendants treating the two cases that they refer to as "authorities" in the legal sense.

Defendants are essentially arguing that this Court should base its determination regarding the Milletts' Motion to Intervene upon the actions that the Milletts have taken in separate lawsuits. As the Milletts have already explained in prior briefing, their actions in separate lawsuits are wholly inapposite to the instant proceedings. The standards for intervention have been fully set forth and discussed in the Milletts' prior briefing. Acts that parties have engaged in during the course of separate litigation are not one of the factors to be considered.

In short, Defendants' motion for leave to file a supplemental brief is nothing more than an attempt to divert this Court's attention from the issues that are actually pertinent to the determination regarding intervention. This Court has been fully briefed regarding the pertinent issues and there is no need for additional briefing.

CONCLUSION

For the reasons stated herein, Intervenor respectfully request that this Court deny Defendants' motion for leave to file a supplemental brief.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I, Christopher J. Curtin, Esq., hereby certify that on August 1, 2007, I electronically filed the foregoing Reply Brief In Support of Motion for Leave to Intervene with the Clerk of the District Court using CM/ECF, which will send notification of such filing to the following:

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